

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office OCT 20 1988

Returned to applicant for correction DEC 06 1988

Corrected application filed _____

Map filed DEC 22 1988 under 52619

The applicant Black Beauty Gold, Inc.

P. O. Box 312

Street and No. or P.O. Box No.

, of _____

Evansville

City or Town

Indiana 47702

State and Zip Code No.

_____, hereby make^s application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated December 17, 1987, Indiana

1. The source of the proposed appropriation is Fire Creek
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is 1.0 cfs second-feet
One second-foot equals 448.83 gals. per min.
 - (a) If stored in reservoir give number of acre-feet _____
3. The water to be used for Mining, Milling & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kinds of animals to be watered _____
 - (c) Other use (describe fully under "No. 12. Remarks") _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____
5. The water is to be diverted from its source at the following point SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 22, T 30 N,
Describe as being within a 40-acre subdivision of public
R 47 E, MDB & M., at a point from which the NE corner of said Section 22 bears
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
N 62° 15' 00" E, 2830.00 feet.
6. Place of use NE $\frac{1}{4}$ of Section 22, T 30 N, R 47 E, MDB & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
7. Use will begin about January 1 Month and Day and end about December 31 Month and Day, of each year.
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water will be pumped from Fire Creek to a
State manner in which water is to be diverted, i.e. diversion structure, ditches and
Storage Tank, then distributed through pipelines.
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works. \$30,000

10. Estimated time required to construct works 3 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use of 52,560,000 gallons per year.

BOYACK SURVEYING, AGENT
 By s/Duane V. Merrill
 Duane V. Merrill
 515 South Fifth Street
 Elko, Nevada 89801

Compared bk/pm bp/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 52619, 52620 and 52621 shall not exceed 150.32 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 42.26 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 17, 1992

Proof of completion of work shall be filed on or before October 17, 1992

Application of water to beneficial use shall be made on or before September 17, 1995

Proof of the application of water to beneficial use shall be filed on or before October 17, 1995

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed _____ IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed _____ State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed _____ office, this 17th day of September,

Certificate No. _____ Issued _____ A.D. 19 90

[Signature]
 State Engineer